

TOWNSHIP COMMITTEE WORKSHOP MEETING – DECEMBER 3, 2015 – 6:00 P.M.

Mayor Jahn calls the workshop meeting to order at 6:00 p.m. and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
J. Randy Bishop	_____
Dr. Michael Brantley	_____
Eric J. Houghtaling	_____
Kevin B. McMillan	_____
Mary Beth Jahn	_____

Also present: Vito D. Gadaleta, Business Administrator; Gene Anthony, Township Attorney; and Richard J. Cuttrell, Municipal Clerk.

Mayor Jahn announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on October 15, 2015, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. Discussion – Ordinance concerning Revocable Licenses (ordinance on agenda for introduction)

2. Review Committee calendars/update on outstanding issues and capital items.
- Various on-going capital improvement projects.

Res. # 15-467 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

TOWNSHIP COMMITTEE MEETING – DECEMBER 3, 2015 – 7:00 P.M.

Mayor Jahn calls the meeting to order and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
J. Randy Bishop	_____
Dr. Michael Brantley	_____
Eric J. Houghtaling	_____
Kevin B. McMillan	_____
Mary Beth Jahn	_____

Also present at the dais: Vito D. Gadaleta, Business Administrator; Gene J. Anthony, Township Attorney; and Richard J. Cuttrell, Municipal Clerk.

Silent Prayer and Flag Salute

The Clerk states, "Fire exits are located in the rear of the room and to my right. In the event of a fire, you will be notified by fire alarm and/or public address system, then proceed to the nearest smoke-free exit."

Mayor Jahn announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on October 15, 2015 posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

REPORT OF THE CLERK

The Clerk states that the following reports and communications are on file in the Clerk's office:

Notice on an amendment to the Land Development Ordinance of the Borough of Tinton Falls.

COMMENTS FROM THE DAIS

Comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

PUBLIC COMMENTS ON RESOLUTIONS

Public comments regarding resolutions presented on this agenda only. The public will be permitted one visit to the microphone with a limit of five minutes.

ORDINANCES

For each ordinance with a public hearing, the public is permitted one visit to the microphone with a limit of five minutes.

ORDINANCE NO. 15-52 – An ordinance to amend Volume I, Chapter XI of the Code of the Township of Neptune by adding Section 11-8 to authorize participation in the State Local Cooperative Housing Inspection Program (SLCHIP) for the local inspection of hotels, motels and multiple dwellings - Final Reading

Explanatory Statement: This ordinance authorizes the Township's participation in the State Local Cooperative Housing Inspection Program to allow for Township staff to perform, and be compensated for, Cyclical Inspections and Compliance Inspections of hotels, motels and multiple dwellings.

Public Hearing:

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

ORDINANCE NO. 15-53 – An ordinance to amend and supplement Volume I, Chapter IV, Section 4-29 of the Code of the Township of Neptune entitled Dealers of Precious Metals and Jewelry - Final Reading

Explanatory Statement: This ordinance amends the regulations and registration requirements for dealers of precious metals and jewelry.

Public Hearing:

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

ORDINANCE NO. 15-54 – An ordinance to amend Volume I, Chapter XX of the Code of the Township of Neptune by adding Section 20-4 entitled hydraulic fracking and hydraulic fracking byproducts - First Reading

Explanatory Statement: This ordinance prohibits hydraulic fracking and the disposal or use of hydraulic fracking byproducts within the Township.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

ORDINANCE NO. 15-55 – An ordinance amending Volume I, Chapter IV, of the Code of the Township of Neptune entitled, "Business and Licensing regulations concerning granting of Revocable Licenses" - First Reading

Explanatory Statement: This ordinance establishes procedures and regulations for the granting of a Revocable License in certain instances for encroachments upon Township property or right-of-way including standards and procedures for approval and encroachment exemptions.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

The Public Hearings on Ordinances 15-54 and 15-55 will be held on Monday, December 21st.

CONSENT AGENDA

Res. # 15-468 – Approve extension of construction hours for JSUMC HOPE Tower and parking garage.

Res. # 15-469 – Grant Social Affair Permit to Frederick Dempsey VFW Post #266.

Res. # 15-470 – Authorize Developer’s Agreement with 1019 Old Corlies Rd., LLC for site improvements at 1019 Old Corlies Avenue, Block 3102, Lot 2 (formerly Block 10015, Lot 2).

Res. # 15-471 – Authorize the transfer of 2015 budget appropriations.

Res. # 15-472 – Amend rates for certain Special Duty assignments for police officers Special Police Officers and Traffic Control Officers.

Res. # 15-473 – Authorize donation of surplus police vehicle to the Ocean Grove Citizens Patrol.

Res. # 15-474 – Authorize an amendment to the 2015 municipal budget to realize monies from the New Jersey Division of Highway Traffic Safety.

Res. # 15-475 – Authorize a person-to-person transfer of the liquor license presently issued to Sudsy Enterprises, Inc. t/a Sudsy Mug Saloon.

Res. # 15-476 – Employ Special Law Enforcement Officers in the Police Department of a part-time basis.

CONSENT AGENDA Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

Res. # 15-477 – Authorize the purchase of a Special Operations/Rescue Truck through the State Cooperative Purchasing Program

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

Res. # 15-478 – Authorize the purchase of a dump truck with snowplow through the State Cooperative Purchasing Program

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

Res. # 15-479 – Authorize the payment of bills.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Brantley, _____; Houghtaling, _____; McMillan, _____; Jahn, _____.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township. The public will be permitted one visit to the microphone with a limit of five minutes.

ADJOURNMENT

ORDINANCE NO. 15-54

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XX OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION 20-4 ENTITLED HYDRAULIC FRACKING AND HYDRAULIC FRACKING BYPRODUCTS

WHEREAS, the Neptune Township Environmental/Shade Tree Commission adopted a resolution of finding and declaration that hydraulic fracking and the treatment of wastewater, wastewater solids, drill or other byproducts from the hydraulic fracturing process pose significant public health, safety and welfare risks to the citizens of Neptune Township; and,

WHEREAS, the Neptune Township Committee agrees with these findings and desires to prohibit hydraulic fracking and the use of hydraulic fracking byproducts within the limits of the Township of Neptune,

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey that Volume I, Chapter XX of the Code of the Township be and is hereby amended to add Section 20-4 as follows:

SECTION 1.

20-4 – HYDRAULIC FRACKING AND HYDRAULIC FRACKING BYPRODUCTS

20-4.1 Definitions.

“Hydraulic Fracking” shall mean the drilling technique of expanding existing fractures or creating new fractures in rock by injecting water, often under pressure, into or underneath the surface of the rock for purposes including, but not limited to, well drilling and natural gas exploration and production. The term “hydraulic fracking” shall include: “fracking”, “hydrofracking”, “hydrofacturing”, and other colloquial terms for this drilling technique.

20-4.2 Prohibitions.

- a. Hydraulic Fracking or similar well drilling and natural gas exploration and production as defined in Section 20-4.1 of this ordinance; shall be prohibited.
- b. Wastewater, wastewater solids, sludge, drill cuttings, or other byproducts resulting from hydraulic fracking for the purpose of natural gas exploration or production may not be treated, discharged, disposed of, applied to a roadway, or otherwise released into the environment, or stored within or on any area within the municipal limits of the Township of Neptune.

20-4.3 Violation and penalties.

Any person or persons, property owner or applicable lienholder who violates any provision of this Ordinance shall be subject to a fine not exceeding \$2,000.00 (Two Thousand Dollars) or a period of community service not exceeding 90 days or imprisonment of a term not exceeding 90 days, or any combination of the aforesaid penalties for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this section shall be recoverable from the owner and in some cases the lienholder and shall be a lien on the subject property.

SECTION 2.

Should any terms, provisions or parts of this ordinance be found invalid, said provision shall not effect any other terms.

SECTION 3

This Ordinance shall take effect upon final adoption and publication of the notice of the adoption as required by law.

SECTION 4

All Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrel,
Municipal Clerk

Mary Beth Jahn,
Mayor

ORDINANCE NO. 15-55

AN ORDINANCE TO AMEND VOLUME I, CHAPTER IV, OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED, "BUSINESS AND LICENSING REGULATIONS CONCERNING GRANTING OF REVOCABLE LICENSES"

WHEREAS, occasionally the Mayor and Township Committee of the Township of Neptune encounters a situation where a property owner of the Township has constructed or desires to construct a structure, either intentionally or inadvertently, which encroaches upon Township property or right-of-way; and

WHEREAS, in such instances, the Township may, at its sole discretion, allow for a Revocable License to permit the encroachment or encroachments with the understanding that the encroachment or encroachments cannot prevent the Township from utilizing municipal property or right-of-ways, and that the Township must be held harmless from any injury or damage caused by the encroachment or encroachments, and that the License Agreement, if granted in the sole discretion of the Township, is revocable, with the encroachment or encroachments subject to removal at the sole cost and expense of the property owner.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey that the Neptune Township Code of Ordinances, Volume I, Chapter IV, shall hereby be amended to add a Section on License Agreements as follows:

4-33 – REVOCABLE LICENSES

4-33.1 – Process of Approval

- A) The Township, in its sole discretion, may grant a property owner of the Township of Neptune a Revocable License in writing, allowing for said property owner to create or continue an existing encroachment upon municipal property where such an encroachment is considered by the governing body not to be a significant impairment to the Township's use of the Township property, is not a safety hazard and satisfies the standards set forth in Section 4-33.2 of this Ordinance and will be removed at the sole cost and expense of the property owner should the Township determine, in its sole discretion, that such encroachment needs to be removed in order for the Township to make use of or enter upon said Township property, subject to approval by the State of New Jersey in those cases, and in those cases only, where State approval is required either because of Green Acres funding of public property or other State requirements.
- B) Any Revocable License granted by the Township must be granted by Resolution, be in written form of agreement, approved by the Township Attorney and possess in the very least a Indemnification and Hold Harmless Clause protecting the municipality against injury or damages; allow for the removal of the encroachment upon Notice of Termination in the sole discretion of the Township and at the sole cost and expense of the property owner and enforceability in case the property owner fails to comply

with the aforesaid License Agreement, by allowing the Township to remove said encroachment at the sole cost and expense of the property owner.

- C) All License Agreements shall be recorded in the Clerk's Office of Monmouth County at the sole cost and expense of the property owner.

4-33.2 – Standards of Approval

The governing body in considering the approval of said Revocable License shall only grant by resolution such a license if the property owner meets the following criteria:

1. The existing or proposed encroachment shall not create an obstruction to vehicle, bicycle or pedestrian traffic as determined by the Township Engineer.
2. The encroachment or proposed encroachment shall not infringe upon any easements held by the Township or other public agencies or utilities.
3. The encroachment or proposed encroachment shall not obstruct the sight triangle.
4. The encroachment or proposed encroachment shall not create or contribute to a safety hazard as determined by the Township Engineer.

4-33.3 – Procedure for Application for Revocable License.

The governing body of Neptune Township shall review any written request or application by letter or other written form of an owner of real estate for a license to an existing encroachment or a proposed encroachment by submitting said written request through the Township Administrator with a general description of the existing or proposed encroachment (height, length, width, materials, distance between walking surface and bottom of encroachment, etc.) including plan or drawing showing the location and elevation and end section.

4-33.4 – Encroachment Exemptions.

The following encroachments shall be allowed without a License Agreement; though they may be subject to other Local, State or Federal Regulations:

1. Mailboxes and mailbox pillars.
2. Temporary placement of trash or recycling containers for pickup.
3. Structures created by the Township or with Township authorization, such as sidewalks, etc.
4. Vegetation, grass and plant beds not in violation of standards under Section 4-33.2 or other laws of the Municipality, State or Federal Government, or other third party legal rights.

4-33.5 – Fees – License Agreement.

- A) Minor Encroachment – Property owners with minor encroachments as defined by Section 4-33.6, shall pay, in addition to the cost of recording the Revocable License Agreement with the Clerk of Monmouth County, a one-time fee for preparation of the Agreement and for the allowance of a license by the Township of \$150.00.

- B) Major Encroachment – Property owners, in addition to paying for the cost of the recording of the Revocable License Agreement with the Clerk of Monmouth County shall pay the Township an annual fee of \$300.00, which shall be inclusive of the cost of preparation of the Revocable License Agreement and granting of the license, where the encroachment or encroachments cover less than 70 square feet of municipal property or right-of-way, and a \$500.00 annual fee for encroachments which cover 70 or more square feet of municipal property or right-of-way, to be paid annually on the anniversary date of the Revocable License Agreement.
- C) Determination – The governing body shall make the determination of the type of encroachment based on the application or request and/or description provided of the encroachment and pursuant to Section 4-33.6.

4-33.6 – Definitions.

- A) Minor Encroachment – Means those encroachments whose surface and aerial uses are easily removable from the right-of-way or Township property as determined by the Township Engineer, including but not limited to the following: fences, surface parking, awnings, overhangs, aerial cables or small temporary structures without foundations as determined by the Township Engineer.
- B) Major Encroachment – Means all other encroachments not identified as minor.
- C) Mixed Encroachment – Means should there be multiple encroachments in the same municipal right-of-way or municipal property area of which some are minor and some are major, the encroachment shall cumulatively be treated as a major encroachment for purposes of the fee with one fee for all encroachments in the same area.
- D) Same Area – Means in the same block and lot or immediate adjacent lot owned by the same property owner.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption and publication of the notice of the adoption as required by law; and

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Mary Beth Jahn,
Mayor

RESOLUTION #15-467 – 12/3/15

AUTHORIZE AN EXECUTIVE SESSION AS AUTHORIZED BY
THE OPEN PUBLIC MEETINGS ACT

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

Contract negotiations – Insurance management/prescription insurance.
3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.
4. This Resolution shall take effect immediately.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-468 - 12/3/15

APPROVE EXTENSION OF CONSTRUCTION HOURS FOR
JSUMC HOPE TOWER AND PARKING GARAGE

WHEREAS, the Township of Neptune prohibits the operation of heavy equipment between the hours of 7:00 p.m. and 8:00 a.m. Monday through Saturday; and,

WHEREAS, this prohibition also includes the hours between 7:00 p.m. and 10:00 a.m. on Saturdays between Memorial Day and Labor Day; and,

WHEREAS, Jersey Shore University Medical Center has indicated that allowing construction to commence at 7:00 a.m. Monday through Friday and 8:00 a.m. on Saturdays, will result in cost savings and a faster completion of the project; and,

WHEREAS, the Medical Center has agreed to limit excessive noise during the early hours of the day; and,

WHEREAS, the Township desires to permit construction one hour earlier than permitted by ordinance to allow work to commence at 7:00 a.m. Monday through Friday, and 8:00 a.m. on Saturdays for the duration of the project including the summer season,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an extension of the permitted construction hours is hereby granted to, and at the request of, Jersey Shore University Medical Center for the expansion project at the hospital to allow work to begin at 7:00 a.m. Monday through Friday and 8:00 a.m. on Saturdays, said exception being made pursuant to Section 3-2.5 of the Code of the Township; and,

BE IT FURTHER RESOLVED, that the prohibition on construction work on all Sundays, Memorial Day, July 4th and Labor Day remains in full effect; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Police Department, Construction Official, and Township Engineer.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015


Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-469 - 12/3/15

GRANT SOCIAL AFFAIR PERMIT TO FREDERICK DEMPSEY POST #266

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Municipal Clerk and Chief of Police be and are hereby authorized to approve the application of Frederick Dempsey American Legion Post #266 for a social affair permit at the Frederick Dempsey American Legion Post #266, 240 Drummond Avenue, from December 31, 2015 at 6:00 p.m. to January 1, 2016 at 2:00 a.m.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-470 – 12/3/15

AUTHORIZE DEVELOPER'S AGREEMENT WITH 1019 OLD CORLIES RD., LLC
FOR SITE IMPROVEMENTS AT 1019 OLD CORLIES AVENUE,
BLOCK 3102, LOT 2 (FORMERLY BLOCK 10015, LOT 2)

WHEREAS, 1019 Old Corlies Road, LLC, applied for and were granted Preliminary and Final Site Plan Approval for a Use Variance to permit the use and development of the subject property as a full service car wash and automobile lube express facility, subject to certain conditions, variances and waivers associated therewith before the Zoning Board of Adjustment of the Township of Neptune; and

WHEREAS, 1019 Old Corlies Road, LLC has agreed to enter into a Developer's Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Zoning Board of Adjustment of Neptune Township; and

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's Agreement with 1019 Old Corlies Road, LLC to ensure the proper compliance and guaranteed performance of items and improvements made on said parcel.

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's Agreement with 1019 Old Corlies Road, LLC, a true copy of which is attached hereto as Exhibit "A" for compliance with the Zoning Board of Adjustment of Neptune Township's Resolution ZBA #06-17, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Engineer, Zoning Board of Adjustment Administrative Officer and Township Attorney.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-471 - 12/3/15

AUTHORIZE THE TRANSFER OF 2015 BUDGET APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of current year appropriations during the last two months of the fiscal year; and,

WHEREAS, the Chief Financial Officer has recommended that the following appropriation transfers be authorized,

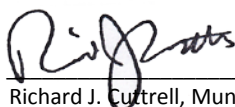
	FROM	TO
General:		
Revenue OE	10,000.00	
Work Comp OE	2,500.00	
Economic Development OE	1,500.00	
Planning Board OE	5,525.00	
Police Department OE	80,000.00	
Solid Waste Collection S&W	95,000.00	
Street Lighting OE	6,000.00	
Publicity OE	3,000.00	
Natural Gas OE	20,000.00	
Gasoline OE	90,000.00	
Solid Waste Disposal OE	125,000.00	
Legal OE		65,000.00
Police Department S&W		180,000.00
Streets & Road Maintenance OE		80,000.00
Vehicle Maintenance OE		100,000.00
PERS OE		13,525.00
TOTAL	438,525.00	438,525.00

Marina:	FROM	TO
Interest on Notes	400.00	
BAN Payments		400.00

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, that 2015 Budget Appropriations be transferred as stated herein; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O. and Auditor.

CERTIFICATION
 HEREBY CERTIFY THE ABOVE TO BE A TRUE
 COPY OF A RESOLUTION ADOPTED BY THE
 TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
 NEPTUNE ON DECEMBER 3, 2015


 Richard J. Currell, Municipal Clerk

RESOLUTION #15-472 - 12/3/15

AMEND RATES FOR CERTAIN SPECIAL DUTY ASSIGNMENTS FOR POLICE OFFICERS
SPECIAL POLICE OFFICERS AND TRAFFIC CONTROL OFFICERS

WHEREAS, the Township Committee adopted Ordinance No. 10-12 which establishes procedure and policy for Special Duty Assignments for Police Officers, Special Police Officers and Traffic Control Officers; and,

WHEREAS, the Committee desires to establish the rate for Special Duty Assignments in connection with security assignments at Jersey Shore University Medical Center and the rate for Special Law Enforcement Officer Off-Duty Security Assignments in accordance with said ordinance,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following shall represent the rates for certain Special Duty Assignments for Police Officers and Special Police Officers effective December 1, 2015:

JSUMC Security Assignments – Total rate \$65.00 per hour:

Amount paid to members of FOP and PBA - \$50.00 per hour

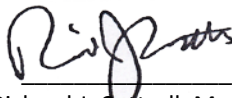
Amount paid to Special Law Enforcement Officer Class II - \$30.00 per hour

Amount paid to Special Law Enforcement Officer Class II for all Off-Duty Security Assignments - \$30.00 per hour

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief of Police, Business Administrator and Chief Financial Officer.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-473 - 12/3/15

AUTHORIZE DONATION OF SURPLUS POLICE VEHICLE
TO THE OCEAN GROVE CITIZENS PATROL

WHEREAS, the Township of Neptune has a 2001 Ford Crown Victoria police vehicle that is no longer needed by the Township and is therefore surplus equipment; and,

WHEREAS, the Ocean Grove Citizens Patrol is in need of said vehicle; and,

WHEREAS, the Ocean Grove Citizens Patrol performs a quasi municipal function as a neighborhood watch group and by providing traffic control services during Township events conducted throughout the year; and,

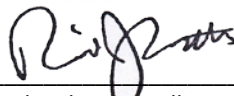
WHEREAS, the Township of Neptune desires to authorize the donation of the vehicle to the Ocean Grove Citizens Patrol at no cost,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the donation of a 2001 Ford Crown Victoria police sedan bearing vehicle identification number 2FAP71W12X114729 to the Ocean Grove Citizens Patrol; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Chief of Police, Assistant C.F.O and OGCP.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-474 - 12/3/15

AUTHORIZE AN AMENDMENT TO THE 2015 MUNICIPAL BUDGET TO REALIZE
MONIES FROM THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2015 in the sum of \$5,000.00 which is now available from the New Jersey Division of Highway Traffic Safety in the amount of \$5,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$5,000.00 is hereby appropriated under the caption of 2015 Drive Sober or Get Pulled Over Year End Holiday Crackdown; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from a New Jersey Division of Highway Traffic Safety – 2015 Drive Sober or Get Pulled Over Year End Holiday Crackdown in the amount of \$5,000.00; and,

BE IT FURTHER RESOLVED, that the Clerk shall forward a certified copy of this resolution to the Chief Financial Officer, Assistant C.F.O., and Auditor.

Vote:

Bishop:

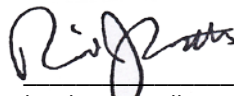
Brantley:

Houghtaling:

McMillan:

Jahn:

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-475 - 12/3/15

AUTHORIZE A PERSON TO PERSON TRANSFER OF THE LIQUOR LICENSE
PRESENTLY ISSUED TO SUDSY ENTERPRISES, INC. T/A SUDSY MUG SALOON

WHEREAS, Foxybella, LLC has applied for a person-to-person transfer of Plenary Retail Consumption License # 1334-33-024-003 which is presently issued to Sudsy Enterprises, Inc. t/a Sudsy Mug Saloon for premises at 1105 6th Avenue, Neptune, NJ; and,

WHEREAS, the application is complete in all respects; and,

WHEREAS, the required Affidavit of the source of funds of said liquor license has been filed by the applicant for the transfer and examined by the members of the Township Committee; and,

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey statutes, the regulations promulgated thereunder as well as the pertinent local ordinances and conditions imposed consistent with Title 33; and,

WHEREAS, all transfer procedures as outlined by state statute and local ordinances have been completed satisfactorily,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the person-to-person transfer of Plenary Retail Consumption License #1334-33-024-003 as stated herein to Foxybella, LLC t/a The Grand Tavern effective December 4, 2015; and,

BE IT FURTHER RESOLVED, that Resolution #15-452 which authorized this liquor license transfer with an earlier effective date is hereby rescinded; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the New Jersey Division of ABC, the Chief of Police and the Applicant.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-476 - 12/3/15

EMPLOY SPECIAL LAW ENFORCEMENT OFFICERS
IN THE POLICE DEPARTMENT ON A PART-TIME BASIS

WHEREAS, there is a need for additional Special Law Enforcement Officers in the Police Department on a part-time hourly basis; and,

WHEREAS, the positions were duly posted and applicants have been interviewed; and,

WHEREAS, the Chief of Police and Police Director have made their recommendations; and,

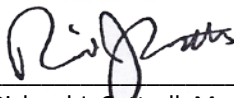
WHEREAS, funds will be provided in the municipal budget in the appropriation entitled Police S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Jordan Loiodice, Tressa Huizenga, Malcolm Jenkins, Robert Vetrano, Joseph Siciliano, Jason Paulus and Eliot Perez be and are each hereby employed as a part-time Special Law Enforcement Officer – Class II, effective January 1, 2016, and to perform such other duties as prescribed by the Chief of Police, contingent upon successful completion of a background investigation and medical evaluation, at an hourly rate as established by prior resolution of the Township Committee; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief of Police, Business Administrator, Chief Financial Officer, Assistant C.F.O., and Human Resources.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-477 - 12/3/15

AUTHORIZE THE PURCHASE OF A SPECIAL OPERATIONS/RESCUE TRUCK
THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Township wishes to purchase a Special Operations/Rescue Truck to support the Neptune Township Special Operations Team through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, Rescue One has been awarded New Jersey State Contract No. A86443 for this equipment; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of the truck shall not exceed \$367,962.09 and the cost of options and modifications shall not exceed \$19,000.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 15-33 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of a Special Operations/Rescue Truck through the New Jersey Cooperative Purchasing Program for the Neptune Township Special Operations Team be and is hereby authorized at an amount not to exceed \$367,962.09 for the truck and not to exceed \$19,000.00 for options and modifications; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Assistant C.F.O. and Auditor.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #15-478 - 12/3/15

******TABLED******

**AUTHORIZE THE PURCHASE OF A DUMP TRUCK WITH SNOWPLOW
THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM**

WHEREAS, the Township wishes to purchase a dump truck with snowplow for the Department of Public Works through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, Bucks County International, Inc. has been awarded New Jersey State Contract No. A79123 for this equipment; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of the truck and options shall not exceed \$175,000.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 15-33 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of a dump truck with chassis, aluminum dump body, spreader, pre-wetting system, snowplow hitch, emergency lighting and snowplow through the New Jersey Cooperative Purchasing Program for the Neptune Township Public Works Department be and is hereby authorized at an amount not to exceed a total cost of \$175,000.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Assistant C.F.O. and Auditor.

RESOLUTION #15-479 – 12/3/15


AUTHORIZE THE PAYMENT OF BILLS

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	\$1,271,656.71
FEDERAL & STATE GRANT FUND	3,419.11
TRUST OTHER	11,180.17
GENERAL CAPITAL FUND	32,918.00
SEWER OPERATING FUND	197,263.04
MARINA OPERATING FUND	75,072.30
MARINA CAPITAL FUND	303,106.16
BILL LIST TOTAL	\$1,894,615.49

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Assistant C.F.O.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON DECEMBER 3, 2015



Richard J. Cuttrell, Municipal Clerk